

HIGH COURT OF UTTARANCHAL AT NAINITAL

Criminal Misc. Application No.220 of 2002

1. Prem Singh s/o Ramesh
2. Ramesh S/o Mukut
3. Maya Devi D/o Ramesh
4. Kishan Lal S/o Ramesh
5. Sudha W/o Munna Lal

All R/o Agapur

C.R.P.F. Colony Rampur

District Rampur

.....Applicants

Versus

1. State of Uttaranchal
 2. Sunita D/o late Shiv Charan Balmiki
- R/O Muhalla Harijan Basti
Ramnagar, Nainital

.....Respondents

Hon'ble J.C.S. Rawat, J.

The petition under section 482 Cr.P.C. has been filed with the prayer to quash the FIR dated 11.6.2002 initially lodged at P.S. Galsheed, District Moradabad under section 147, 323, 506 IPC & 3/4 D.P. Act vide case No.Nil/2002 and then transferred to P.S. Ramnagar, District Nainital as case crime No. 375/2002 under section 147, 323, 506 I.P.C. & 3/4 D.P. Act.

Sri Amrish Tewari i/b for Sri Arvind Vashisht learned counsel for the applicants and Smt. Nishat Intzar learned A.G.A. stated that the chargesheet has been filed in this case.

In view of the decision of the Full Bench of Allahabad High Court in **R. L. Yadav Vs. State 1989 A.Cr.R. p/118** and the judgment delivered by this Court **C482 No. 271/2005 Software Technology Group Ind. Ltd. & other Vs. State of Uttaranchal & others**, the present petition is not maintainable and is dismissed as such.

(J.C.S. Rawat, J.)

Dated 18.7.2005

LSR